

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.3413/2015

Yugal s/o Maniklal Bhattad

...Versus...

Coal India Limited, through its Chairman, Kolkata – 01 and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.M. Sudame, Advocate for petitioner
Shri C.S. Samudra, Advocate for respondent nos.1 to 3

CORAM : SMT. VASANTI A. NAIK AND
A. S. CHANDURKAR, JJ.

DATE : 03.03.2016

By this petition, the petitioner challenges the order of the Chief Manager, SECL, HQ, Bilaspur, dated 31.3.2015 directing the petitioner to deposit an amount of Rs.7,40,126.64 with SECL Account so that the terminal dues payable to the petitioner could be processed.

Shri Samudra, the learned Counsel for the respondent nos.1 to 3 raises a preliminary objection to the maintainability of the writ petition in the Nagpur Bench of the Bombay High Court. It is stated that no part of the cause of action arises within the jurisdiction of this Court. It is stated that the petitioner has challenged the order of the Chief Manager, SECL, Bilaspur and it would be necessary for the petitioner to file appropriate proceedings in Chhattisgarh.

In view of the preliminary objection raised on behalf of the respondent nos.1 to 3, Shri Sudame, the learned Counsel for the petitioner, on instructions from the petitioner, states that the petitioner may be permitted to withdraw the writ petition so that he would be able to file appropriate proceedings in Chhattisgarh.

In view of the aforesaid, the writ petition stands disposed of as withdrawn.

The petitioner is free to file appropriate proceedings at Chhattisgarh. The points raised in the petition are kept open.

JUDGE

JUDGE

Wadkar